

In the present case the process server's affidavit states that the person served was "Jane Doe", wife accepting service of process for law offices of D. Scott Carruthers, white, female, 50

years old, red hair, 5 Feet 5 inches, 200 pounds.” This statement is not enough to show that “Jane Doe” was authorized to accept service on Defendant’s behalf, or that service was otherwise properly made. *See Dobbins v. Kroger Co.*, 3:08-CV-1206-N, 2009 WL 2776665, at *1 (N.D. Tex. Aug. 31, 2009) (denying default judgment application because plaintiff had made no showing that the receptionist was authorized to accept service). Accordingly, Plaintiff’s motion for default judgment is DENIED WITHOUT PREJUDICE.

IT IS SO ORDERED.

Date: November 16, 2010

/s/ Greg Kays
GREG KAYS, JUDGE
UNITED STATES DISTRICT COURT